IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE NINTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 27819 of 1997

Between:

SK. Nayab Rasool, S/o. SK.Khaja Vali,
R/o. Kondayapalem, Nellore.

..... PETITIONER

AND

1 The Superintending Engineer, Roads and Buildings, Nellore.
2 The Executive Engineer, Roads and Buildings, Nellore.
3 The Superintending Engineer, Panchayat Raj, Nellore.
4 The Executive Engineer, Panchayat Raj, Nellore.
5 The Superintending Engineer, National High Way, Nellore.
6 The Executive Engineer, National High Way, Nellore.
(Dismissed for default as per Court Order dt. 3.18.2000 as against R6)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction particularly in the nature of a writ of Mandamus declaring the action of the respondents in insisting the petitioner to submit the Sales Tax Clearance Certificate under Andhra Pradesh General Sales Tax Act along with applications for issuance and acceptancer of tender schedules as arbitrary, illegal and without juridiction and in violation of the provisions of Andhra Pradesh General Sales Tax Act and to issue a Consequential direction to the respondents to issue and accept the tender schedules to the petitioner without insisting the production of sales tax clearance certificate under the Andhra Pradesh General Sales Tax Act and to pass

Counsel for the Petitioner: MR.SUBBA RAO KORRAPATI

Counsel for the Respondent Nos.1 to 5: GP FOR ROADS & BUILDINGS

The Court made the following:

ORDER:

Learned counsel for the petitioner submitted that the cause in the writ petition does not survives and the matter has become infructuous.

Accordingly, the writ petition is dismissed as infructuous.
No order as to costs.

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N.V.RAMANA, J

Dated 09th March, 2005.

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To

1 The Superintending Engineer, Roads and Buildings, Nellore.
2 The Executive Engineer, Roads and Buildings, Nellore.
3 The Superintending Engineer, Panchayat Raj, Nellore.
4 The Executive Engineer, Panchayat Raj, Nellore.
5 The Superintending Engineer, National High Way, Nellore.

6. 2 CCs to G.P. for Roads and Buildings, High court Buildings, Hyderabad. (OUT)

7. 2 C.D. copies.